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06 UNITED STATES DISTRICT COURT  
07 WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

08 UNITED STATES OF AMERICA, )  
09 Plaintiff, ) CASE NO. CR13-161-JLR  
10 v. )  
11 MECHOR MARTINEZ-SANTIAGO, ) DETENTION ORDER  
12 Defendant. )  
13 \_\_\_\_\_ )

14 Offenses charged: Conspiracy to Distribute Controlled Substances, Possession of Heroin  
15 and Cocaine with Intent to Distribute, Possession of Heroin with Intent to Distribute, and Illegal  
16 Reentry after Deportation.

17 Date of Detention Hearing: May 31, 2013.

18 The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and  
19 based upon the factual findings and statement of reasons for detention hereafter set forth, finds  
20 that no condition or combination of conditions which defendant can meet will reasonably  
21 assure the appearance of defendant as required and the safety of other persons and the  
22 community.

01            FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

02            1.        Defendant has been charged with a drug offense, the maximum penalty of which  
03 is in excess of ten years. There is therefore a rebuttable presumption against defendant as to  
04 both dangerousness and flight risk, under 18 U.S.C. § 3142(e).

05            2.        Defendant is reportedly a citizen of Mexico.

06            3.        The United States alleges that his presence in this country is illegal. There is an  
07 immigration detainer pending against him. The issue of detention in this case is therefore  
08 essentially moot, as the defendant would be released to immigration custody if not detained in  
09 this case.

10           4.        Defendant and his counsel offer no opposition to entry of an order of detention.

11           5.        Upon advice of counsel, defendant declined to be interviewed by Pretrial  
12 Services. Therefore, there is limited information available about him.

13           6.        Taken as a whole, the record does not effectively rebut the presumption that no  
14 condition or combination of conditions will reasonably assure the appearance of the defendant  
15 as required and the safety of the community.

16 It is therefore ORDERED:

17           1. Defendant shall be detained pending trial and committed to the custody of the Attorney  
18 General for confinement in a correction facility separate, to the extent practicable, from  
19 persons awaiting or serving sentences or being held in custody pending appeal;

20           2. Defendant shall be afforded reasonable opportunity for private consultation with  
21 counsel;

22           3. On order of the United States or on request of an attorney for the Government, the

01 person in charge of the corrections facility in which defendant is confined shall deliver  
02 the defendant to a United States Marshal for the pupose of an appearance in connection  
03 with a court proceeding; and

- 04 4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel  
05 for the defendant, to the United States Marshal, and to the United State Pretrial Services  
06 Officer.

07 DATED this 31st day of May, 2013.

08 s/ Dean Brett  
09 United States Magistrate Judge